

2004 DEC -9 P 4: 52



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December 9, 2004

Lawrence Norton, Esq.
Office of the General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 5564

Democratic Senatorial Campaign Committee

Dear Mr. Norton:

On behalf of the Democratic Senatorial Campaign Committee ("DSCC"), we submit this letter in response to the complaint filed by Wiley Brooks, dated October 3, 2004, alleging that the DSCC made illegal in-kind contributions to Tony Knowles for U.S. Senate in violation of the Federal Election Campaign Act (the "Act").

The DSCC is a federally-registered national political party committee formed by the Democratic members of the U.S. Senate. It raises funds in a variety of ways through donor programs and special events to provide services for Democratic candidates for the U.S. Senate. In the 2004 election cycle, the DSCC provided funds and services to support a number of Democratic senate candidates. Among the many recipients of the DSCC's support were the Alaska Democratic Party (the "ADP") and Tony Knowles for U.S. Senate (the "Knowles campaign"), the principal campaign committee of Tony Knowles, the Democratic senate candidate from Alaska.

The DSCC's activities in support of the ADP and the Knowles campaign complied fully with the Act and Federal Election Commission regulations. Through a false accounting of the facts and misleading characterizations of the law, the complainant asserts, without providing support, that the DSCC's activities constituted unlawful in-kind contributions to the Knowles campaign. However, as is explained below, the complainant has not sufficiently alleged, and there is no reason to believe, that the DSCC has violated the Act or the Commission's regulations in this matter. The Commission should therefore dismiss the matter without delay.

DISCUSSION

A. The DSCC's Transfers to the ADP Complied with the Law.

The complainant first asserts that the DSCC violated the Act when it transferred funds to the ADP to support the ADP's activities. Try as he might, the complainant cannot turn what is clearly lawful party activity into unlawful conduct. A national party committee may transfer funds to a state party committee in unlimited amounts. 2 U.S.C. § 441a(a)(4). The DSCC's transfers to the ADP complied with the law.

That the ADP eventually used these funds to support the Knowles campaign does not make the transfer any less lawful. To the best of the DSCC's knowledge, all of the ADP's activities in support of the Knowles campaign were lawful party activities carried out in full compliance with the Act and Commission regulations. No violation of the law is properly asserted here, and none occurred.

B. The DSCC's Activities in Support of the Knowles Campaign Constituted Lawful Party Activity.

The crux of the rest of the complaint as it relates to the DSCC is that the DSCC undertook a number of activities during the 2004 election cycle in support of the Knowles campaign that constituted in-kind contributions or coordinated party expenditures not properly reported or counted against applicable limits. A closer examination of this conclusion, and the facts and law provided to support it, reveals that it is the product of a series of blatant misrepresentations of the facts or mischaracterizations of the relevant law. Not a single violation is properly alleged in the complaint, nor did any occur in this matter.

1. Neither the Facts Nor the Law Support the Complainant's Claim that the DSCC's Television Advertisements were Coordinated Communications in Support of the Knowles Campaign.

The complainant repeatedly misstates both the facts of this matter and the Commission's "coordination" rules to reach his conclusion that a number of the DSCC's independent expenditure television advertisements in support of Mr. Knowles's candidacy were actually "coordinated communications." His conclusion that that these ads should have been treated as in-kind contributions or coordinated party expenditures is fatally flawed as a result. See Compl. at 4.

a. The Commission's Coordination Standard

Under Commission regulations, a communication benefiting a federal candidate is a "coordinated communication," and must be treated as an in-kind contribution or a coordinated party expenditure, if: a) it is paid for by someone other than the candidate or candidate's committee; b) it satisfies one of the "content" standards enumerated in the rule; and c) it satisfies one of the rule's enumerated "conduct" standards. 11 C.F.R. § 109.21. The provision applies to broadcast, cable, or satellite communications and certain mass mailings and telephone banks. *Id.*; 11 C.F.R. § 100.26.

A communication can meet the "content" standard in a number of ways. For example, a communication that "expressly advocates" the election or defeat of a clearly identified federal candidate will qualify, as will an ad that is an "electioneering communication" under the law. An ad that is not an electioneering communication and does not contain express advocacy will meet the standard if it: a) refers to a clearly identified federal candidate; b) is publicly distributed within 120 days of an election; and c) is directed to voters in the identified candidate's jurisdiction. 11 C.F.R. § 109.21.

Similarly, a communication can meet the "conduct" standard in numerous ways. An ad that is created, produced, or distributed at the request or suggestion of a candidate will qualify, as will one in which a candidate is "materially involved" with respect to certain decisions regarding the dissemination of the ad, such as its content or timing. An ad will also meet the conduct standard if the benefiting candidate and the payor share a common vendor who conveys information about the candidate's campaign plans, projects, activities, or needs to the payor. *Id*.

b. The DSCC's Independent Expenditure Program

The DSCC carefully designed and implemented a program for the broadcast of independent expenditures in accordance with the Commission's "coordination" standards explained above. It hired an independent consultant, Paul Johnson, who lived and worked in Shreveport, Louisiana, to run the program as an entity almost wholly separate from the DSCC. See Declaration of Paul Johnson, attached as Exhibit A. Entirely independently of the DSCC and its staff, Mr. Johnson supervised and executed all creative and strategic aspects of the independent expenditure program. He hired his own staff, designed the ads, hired and supervised the media

consultants who bought the time and shot the ads, and supervised the selection of stations on which each ad would run and the times each would be broadcast. See id.

To ensure the ads were not "coordinated communications" under the Commission's rule, the DSCC crafted a series of internal and external controls to prevent the ads from meeting the "conduct" standard explained above. The primary purpose of these controls was to ensure that strategic information from the benefiting candidates' campaigns was not conveyed, either directly from the campaigns or indirectly through the DSCC, to Mr. Johnson or to his staff or agents.

Pursuant to these controls, Mr. Johnson and his staff were strictly prohibited from contacting, or receiving non-public information from, any of the benefiting senate campaigns or their agents, about any aspect of the candidates' campaign strategy or political advertising. See id. These restrictions extended to the agents of any state parties or outside groups who might have had direct contact with a benefiting candidate. The DSCC also restricted communication between Mr. Johnson and DSCC staff members who could have had any contact with candidates or their campaigns. See id. Only certain DSCC staff members were permitted to contact Mr. Johnson or his staff, and these contacts were limited. They primarily involved administrative matters essential to facilitate the payment of vendors.

c. The Individual Ads at Issue

With this program in mind, an examination of the complainant's allegations demonstrates that not a single one of the broadcast ads referenced in the complaint constitutes a "coordinated communication" under the law.

i. "Alaska Story"

The complainant first claims that a 60-second advertisement entitled "Alaska Story" was a DSCC ad featuring Knowles family photographs and was unlawfully coordinated with the Knowles campaign. Compl. at 3. This allegation exemplifies the factual inaccuracies that are found throughout the complaint. In fact, the 60-second "Alaska Story" ad was paid for and produced by the Knowles campaign. By definition, this ad could not have been a "coordinated communication" under the Act. 11 C.F.R. § 109.21.

ii. Anti-Murkowski Ad

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The complainant's claim that the DSCC coordinated a second ad, which criticized Sen. Lisa Murkowski, is based on the DSCC's withdrawal of the ad following the issuance of a Knowles campaign press release. Here, an application of the law to the relevant facts shows that no coordination occurred.

As is indicated in an exhibit to the complaint, the Knowles campaign disseminated a press release to the general public expressing displeasure with this ad. See Compl. Exh. J. Mr. Johnson withdrew the ad in response to the press release. Neither he nor his staff ever discussed this matter with the Knowles campaign or any of its agents. See Exh. A.

Contrary to the complainant's assertion, this does not constitute "material involvement" sufficient to meet the "conduct" standard of Section 109.21. To meet this standard, the Knowles campaign had to have been "materially involved" in the DSCC's decisions regarding the content, audience, means, media outlet, timing, or duration of the ad. 11 C.F.R. § 109.21(d)(2). The Knowles campaign was not "involved" in any of these decisions, nor does the complainant allege that it was.

That the DSCC's spokeswoman announced the DSCC's withdrawal of the ad is inapposite. As noted above, the DSCC designed its independent expenditure program to ensure that information governed by the coordination rules was not passed from the benefiting campaigns to those making the DSCC's independent expenditures. Communications from the DSCC's independent expenditure staff to its press office for public dissemination do not implicate the concerns attendant in the Commission's coordination regulations.

Even if the Knowles campaign had made a direct non-public request to the DSCC that the ad be withdrawn, no coordinated party expenditure or in-kind contribution could have occurred as a result. If, as the complainant alleges, the DSCC's withdrawal of the ad constituted the triggering "conduct" that rendered the ad "coordinated," see Compl. at 4, the benefit to the Knowles campaign — and thus the value of the resulting contribution or expenditure — would have been zero, as the ad was removed from rotation.

iii. Ad Featuring Alan Blevis

The complainant grossly misrepresents both the facts and the law when he asserts that the DSCC's and the Knowles campaign's employment of the same voice talent in their ads is evidence of "coordination" between the two entities. Compl. at 3-

4. To the best of the DSCC's knowledge, Mr. Blevis did not do voice work for any of the Knowles campaign's ads. Though the complainant does not clarify why he believes Mr. Blevis's common employment would constitute coordination if true, one can guess that he bases this assertion on a claim that Mr. Blevis would have been a "common vendor" pursuant to the Commission's "conduct" standard, and his participation in the DSCC's ad rendered it a coordinated communication.

An application of the relevant law reveals that, even if Mr. Blevis had been featured in a Knowles campaign radio ad, coordination could not have occurred here. As is discussed below, the "common vendor" rule contains three elements, all of which must be present for coordination to exist under the law. None of the three could have been present in this instance.

The first element of the rule is that the payor contract with or employ a vendor to "create, produce, or distribute" the communication. 11 C.F.R. § 109.21(d)(4)(i). As Alan Blevis, the voice talent the complainant alleges is the common vendor, would have neither created, nor produced, nor distributed the DSCC ad in question, this element could not be met. The second element -- that the same vendor has rendered any of a list of enumerated services to the benefiting candidate - would also be lacking. 11 C.F.R. § 109.21(d)(4)(ii). The listed services all generally concern making decisions about the creative and strategic production of an ad. Providing material for an ad, such as voice services, is not included in this list.

Most importantly, the third of these elements, which implicates the restriction on information-sharing that is the purpose of the coordination rules, would not be present here. The third element of the rule provides that employment of a common vendor is only problematic under the Commission's rules if that vendor conveys to the payor information he has learned about the candidate's campaign plans, projects, or needs, and this information is material to the creation of the ad. 11 C.F.R. § 109.21(d)(4)(iii). The complainant does not allege, nor could he, that Mr. Blevis shared information he learned about the Knowles campaign's plans, projects, or needs with the staff of DSCC's independent expenditure program.

2. The Complaint is Riddled with False Statements and Factual Assertions that Do Not Support Allegations of Wrongdoing.

Scattered throughout the complaint are various references to activities that the complainant suggests present "evidence" of unlawful coordination between the DSCC and the Knowles campaign. Even a cursory examination of this so-called "evidence"

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demonstrates that many of these allegations are simply false, and even if true they do not allege wrongdoing. The inclusion of these statements serves no purpose other than to confuse the reader and hide the weakness of the complainant's legal arguments. The Commission should not tolerate such abuse of its time and resources.

The first of these unsubstantiated attacks is the complainant's suggestion that contributions from the ADP's chair or employees, or Knowles campaign employees, made to the DSCC in their personal capacities, indicate "coordination" between the DSCC, the Knowles campaign, and the ADP. Compl. at 3. This suggestion is so groundless it borders on the absurd. The complainant seems to have fabricated the contributions he listed here. DSCC records indicate that of the listed contributors, only one, Leslie Ridle, has contributed to the DSCC: one \$35 contribution in 1993 and another \$35 contribution in 2004. Moreover, even if the statements were true, they are legally irrelevant. Nowhere in the Commission's coordination rules is there any implication that personal giving is at all relevant to the coordination inquiry.

The next of these attacks is the complainant's suggestion that Tony Knowles's meeting with the DSCC and use of its facilities constituted "coordination." Compl. at 3. This suggestion is entirely unfounded in the law. No coordinated contribution or expenditure results from party activity supporting a particular candidate if the party committee incurs no additional incremental costs. The DSCC incurred no incremental costs by hosting Tony Knowles at a meeting, featuring Tony Knowles on the DSCC's website or including on its website a link to the Knowles campaign's website. When the DSCC did incur expenses to support the Knowles campaign, these expenses were properly reported as Section 441a(d) coordinated party expenditures or contributions, or were paid for by the Knowles campaign. We have attached as Exhibit B to this response copies of representative pages of the DSCC's FEC reports reflecting these transactions. This allegation too is baseless.

Next, the complainant asserts as general support for his coordination claims that the Knowles campaign and the DSCC made a "coordinated effort... to split their [media] buys" among the Alaska public television markets. Compl. at 3. Generalized accusations of this kind are not sufficient in a valid complaint. 11 C.F.R. § 111.4. Moreover, in this case the DSCC purchased its media buys before the Knowles campaign did. It could not have consulted the Knowles campaign about its buys before making its own, and in fact did not. See Exh. A. Even if it could have consulted the Knowles campaign in advance, it would not have needed to: media buys are public information. It is common practice for an organization making a media

buy to consult this information when making strategic decisions about their own buys. There is nothing illegal or sinister about this- it is routinely done.

Finally, the complainant includes as evidence of the Knowles campaign's alleged "material involvement" in the DSCC's television ads reference to a communication that "is apparently being produced by the DSCC which features the candidate." Compl. at 4. It is unclear precisely why the complainant thinks this is evidence of coordination. An ad can "feature" a candidate without "materially involving" him in it by, for example, using publicly available footage. If, however, he is claiming here that the DSCC produced an advertisement in which Mr. Knowles participated himself, that claim is entirely unsubstantiated, either in the complaint or in fact. See Exh. A.

CONCLUSION

The complainant has blatantly misrepresented both the facts of this matter and the applicable law, and he reaches unsubstantiated conclusions time and time again. In fact, no violations of the Act are actually sufficiently alleged in this matter, and none actually occurred. For this reason and for all the reasons discussed above, the Commission should find no reason to believe that the DSCC violated the Act in this matter, and should dismiss the complaint without delay.

Very truly yours.

Marc E. Elias

Rebecca H. Gordon

Counsel to the Democratic Senatorial Campaign Committee

EXHIBIT A

DECLARATION OF PAUL JOHNSON

- 1. My name is Paul Johnson.
- 2. I worked as an independent consultant to the Democratic Senatorial Campaign Committee ("DSCC") during the 2004 election cycle from June 1, 2004 to November 4, 2004 to direct, supervise and execute the DSCC's independent expenditure program. During this period of time, I lived and worked in Shreveport, Louisiana.
- 3. While acting as a consultant to the DSCC, I directed and controlled all creative and strategic aspects of the DSCC's independent expenditure program. I hired my own staff and chose the media consultants and other vendors who participated in creating and broadcasting the DSCC's independent expenditure advertisements.
- 4. At the direction of the DSCC, my staff and I, and all agents of the DSCC's independent expenditure program, were strictly prohibited from contacting, or receiving non-public information from, Tony Knowles for U.S. Senate (the "Knowles campaign") or any of its agents about any aspect of its campaign strategy or political advertising.
- 5. At the direction of the DSCC, my staff and I, and all agents of the DSCC's independent expenditure program, were further prohibited from contacting, or receiving non-public information from, state political party committees or outside groups, or agents acting on their behalf, who might have had contact with the Knowles campaign, about any aspects of the Knowles campaign's campaign strategy or political advertising.
- 6. At the direction of the DSCC, my staff and I, and all agents of the DSCC's independent expenditure program, were further prohibited from contacting, or receiving non-public information from, DSCC staff members who might have had contact with the Knowles campaign, about any aspects of the Knowles campaign's campaign strategy or political advertising.
- 7. To the best of my knowledge, while acting as an independent consultant to the DSCC as described above, I did not make any contacts described in paragraphs 4, 5 or 6 above, nor did I receive any information described in paragraphs 4, 5 or 6 above. To the best of my knowledge, no member of my staff or agent of the DSCC's independent expenditure program made contacts described in paragraphs 4, 5 or 6 above, nor did any member of my staff or agent of the DSCC's independent expenditure program receive any information described in paragraphs 4, 5 or 6 above.

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- 8. While acting as an independent consultant to the DSCC as described above, I did not produce or participate in the production of a 60-second television ad concerning Tony Knowles entitled "Alaska Story" and featuring photographs of Tony Knowles's family. To the best of my knowledge, the DSCC did not produce or air any such ad during the 2004 election cycle.
- 9. While acting as an independent consultant to the DSCC as described above, I did not at any time discuss with Tony Knowles for U.S. Senate or any agent acting on its behalf the withdrawal of any DSCC advertisement from broadcast rotation. To the best of my knowledge, no member of my staff or agent of the DSCC's independent expenditure program had any such conversation.
- 10. While acting as an independent consultant to the DSCC as described above, I did not at any time have a conversation with Tony Knowles for U.S. Senate or any agent acting on its behalf to determine when Tony Knowles for U.S. Senate had purchased media time, or on what stations it had purchased media time. To the best of my knowledge, no member of my staff or agent of the DSCC's independent expenditure program had any such conversation.
- 11. While acting as an independent consultant to the DSCC as described above, I did not receive any information from Alan Blevis about Tony Knowles for U.S. Senate's campaign plans, projects, activities or needs. To the best of my knowledge, no member of my staff or agent of the DSCC's independent expenditure program received any such information.
- 12. While acting as an independent consultant to the DSCC as described above, I did not produce or participate in the production of any advertisement in which Tony Knowles personally participated.

I declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct. Executed on December § , 2004.

Paul Johnson

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EXHIBIT B

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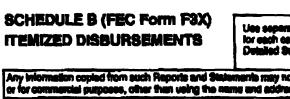
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	120 Maryland Avenue, NE	_
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SCHEDULE F (FEC Form 3X) ITEMIZED COORDINATED EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) on Behalf of Candidates for Federal Office PAGE 500 / 571 (2 U.S.C. **\$44**1a(d)) (To be used only by Political Committees in the General Election) FOR LINE 25 OF FORM 3X NAME OF COMMITTEE (IN Pull) ; Theck if Democratic Senatorial Campaign Committee - : 24-hour notion Full Name of Subordinate Committee Hea your committee been designated to make committee? X YES NO Mailing Address K YES, name the designating committee: Democratic National Committee City ZIP Code Full Name (Last, First, Middle Inhiel) of Each Payee Purpose of Expanditure DSCC in-House in-Kind Category/Type **Mailing Address** Coordinated Expanditures <u>120 Maryland Avenue, NE</u> ZIP Code Washington Name of Federal Candidate Supported DC Office Bought House Fermer Nancy Aggregate General Section Limit Paleod Due to Opponents Spending (2 U.S.C 441a(1)441a-1) 762.98 Expenditure for this Candidate D B 4012 Full Name (Last, First, Middle Initial) of Each Payee Purpose of Expenditure Conference Cell in-Kind DSCC in-House in-Kind Mailing Address 120 Maryland Avenue, NE State ZIP Code Coordinated Expanditures 20002 0.4 Name of Federal Candidate Supported House OM :state Office Bought: .. Limit Raised Due to Opponent's Aggregate General Section Expenditure for this Candidate > 762.98 Spending (2 U.S.C 441a(I)/441a-1) Full Name (Last, First, Middle Initial) of Each Payee Purpose of Expanditure Conference Call DSCC In-House In-Kind in-Kind Category/Type Melling Address 120 Maryland Avenue, NE ZIP Code Q4 14 Washington DC 20002 Name of Federal Candidate Supported Office Sought: Knowles Tony

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FEC Schedule F (Form JX) Rev. 02/2003

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FEC Schedule F (Form 3%) Piev. 02/2003

SCHEDULE F (FEC Form 3X) TEMIZED COORDINATED EXPENDI POLITICAL PARTY COMMITTEES O	TURES MADE BY	e)	
ON BEHALF OF CANDIDATES FOR	FEDERAL OFFICE POlitical Committees in the General	:	PAGE 799 / 600
NAME OF COMMITTEE (in Full) Democratio Senatorial Campaign Committee			- Check if 24-hour notice
Has your committee been designated to make coordinated expenditures by a political party committee? X YES NO	Pull Name of Subordinate Committee		
If YES, name the designating committee:	Mailing Address		
Democratic National Committee	City	State	ZIP Code
Full Name (Last, First, Middle Initial) of Each Payer		Purpose of Expans	Sture 005
Bennett, Pote & Blumenthel		Polling	Category/Type
Multing Address 1010 Wisconsin Ave., NW Sui	is 208	}	
City Sta			
Washington DC	20007	Data	# / F V Y Y T
Name of Federal Candidate Supported Office Sou	pht: House State: PA District:	Amount	7 2004
Hoeffel Joe	Presidential		5000,00
Aggregate General Election Expenditure for this Candidate	13936.44		Due to Opponent's U.S.C 441m(()/441m-1)
Full Name (Last, First, Middle Initial) of Each Payer		Purpose of Exper	1 10 110 10 1 ded
DBCC in-House in-Kind		Blast Fasting In Kind	Catagory/Type
Mailing Address Coordinated Expanditures 12:	Maryland Averue, NE	}	
City	te ZP Code	┪	*****
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Castor Betty	Procidental		10,75
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Melling Address		7	
	10 Meryland Avenue, NE 114 ZIP Code	-	
Washington DC	20002	Deta	
Name of Federal Candidate Supported Office So		05	21 2004
Knowles Tany	X Senate District:	Amount	4.50
Aggregate General Election Expenditure for this Candidate >	12607.92 motion to: \$6-30681		d Due to Opponent's 2 U.S.C 441s(I)/441s-1}
			5015.25
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TOTAL This Period (test page this line number only) .	- 4+ - 4	▶ (8) (4) (6)	

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SCHEDULE F (FECForm 3X)		
ITEMIZED COORDINATED EXPI	ENDITURES MADE BY	r(s)
ON BEHALF OF CANDIDATES	FOR FEDERAL OFFICE	
	only by Political Committees in the Gener	PAGE 1121 / 1123 POR LINE 25 OF FORM 3)
NAME OF COMMITTEE (In Full)	and the second second	POR UNE 23 OF FORM 3
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Democratic Senatorial Campaign Committee		24-hour notice
Has your committee been designated to make coordinated expenditures by a political party com X YES NO	Full Name of Subordinate Committee?	
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Democratic National Committee	City	State ZIP Code
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Westington DC	En 0400	
Name of Federal Candidate Supported Office	h * - a - a - a - a - a - a - a - a - a -	06 16 2004
	X Senste District	Amount
Patty Murray	Presidential	1543.10
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DSCC in-House in-Kind	·· •••	Travel/Lodging/M- eats IN-KIND Cetegory/Typ
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City	State ZIF Code	Data
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Lamina or Language Administra architectura (NIII)	ca Sought: House State; AK	Amount
Knowles Tony	Presidentel	1543,10
Accregate General Election	Andrew Control of the	"The special printing of the feature of the special party and the
Expenditure for this Condidate	14351.02	Limit Release Due to Opponent's Spending (2 U.S.C 441a(I)/441a-1)
Full Name (Last, First, Middle Initial) of Eacl	Transcation to: SF-3050R	Purpose of Expenditure
DSCC In-House In-Kind	n r ayod	Black Facing In Category/Ty
Melfing Address		
Coordinated Expenditures	120 Maryland Avenue, NE	
City	State ZIP Code	Dete
Westington D		06 17 2004
Name of Foderal Candidate Supported Off	Ice Sought: House State: OH X Senete District:	Arrount
Fingerhut Eric	Presidential	18.75
Aggregate General Election	TABLE TOE	principle requiremental and princip was present of a
Expanditure for this Candidate	768.75 Transaction ID: SF-31098	Limit Raised Due to Opponent's Spending (2 U.S.C 441e(i)/441e-1)
		3104.95

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FEC Schodulo P (Form JX) Rev. 02/2003

SCHEDULE F (FECForm 3X) ITEMIZED COORDINATED EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S)

BEHALF OF CANDIDATES FOI .S.C. §441a(d)) (To be used only	by Political Committees in the General		GE 781 / 782 R LINE 25 OF FORM
E OF COMMITTEE (In Full)			Check if
cratic Senstorial Compolign Committee		· •	24-hour notice
our committee been designated to make instead expenditures by a political party committe [X] YES [NO	Full Name of Subordinate Committee	•	
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poratic National Committee	City	State	ZIP Code
ull Name (Lest, First, Middle Initial) of Each Paye		Purpose of Expenditu	re .
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telling Address Coordinated Expenditures 1	20 Menyland Avanua, NE	7	
	tate ZIP Code		
Vestington DC lame of Federal Candidate Supported Office Sc	20002 Rught: House State: CO	07 01	2004
Selsear, Ken	X Sensie District	Amount	
Consent Stanton	in I Landerstein	·	482.05
Aggregate General Election Expanditure for this Candidate	1043.60	Limit Raised Du Spending (2 U.I	e to Opponent's S.C 441e(I)/441a-1)
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	20 Maryland Avenue, NE Note ZIP Code	┥	
Mashington DC	20002 .	Dela	7,17 7 7 7
terne of Federal Candidate Supported Office Sc	pught: House Stele: AK	07 '05	2004
Innutes Tour	X Senete Dietrici:	Amount	
Crowles Torry	Presidential	1 [38.40
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full Name (Last, First, Middle Initial) of Each Pay		Purpose of Expendit	
Greenberg Quinier Rouner	•	Polling	Category/
Malling Address Research Inc.	10 G Street, NE Ste 400	7	,
	Riste ZIP Code	-1	-
Weshington DC	20002	Dete	7 , F\$-\$-~
Name of Federal Candidate Supported Office S	lought: House State; SD X Senate District:	Arrest	20.04
Describe Tom	Presidential		36790.63
Aggregate General Election Expenditure for this Candidate Tris	119758.74	Limit Raised D	ue to Opponent's .8.C 441s(I)/441s-1)
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SCHEDULE F (FECForm 3X) ITEMIZED COORDINATED EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(S) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE PAGE 1781 / 1774 (2 U.S.C. **§441a**(d)) (To be used only by Political Committees in the General Election) FOR LINE 25 OF FORM 3X NAME OF COMMITTEE (In Full) Check II Democratic Senetorial Campaign Committee 24-hour notice Hee your committee been designated to make Full Name of Subordinate Committee a by a political party committee X YES NO If YES, name the designating committee: Melling Address Democratic National Committee ZIP Code City Full Name (Last, First, Middle Initial) of Each Payee Purpose of Expenditure Bleet Faxing in Kind **DSCC In-House In-Kind догу**/Тур **iling Address** Coordinated Expenditure 120 Meryland Avenus, NE ZIP Code 20002 DC 2004 Name of Federal Candidate Supported Office Sought: State: AK . House Ameuni Knowles Tony Providental Accrecists General Election 14394,82 ? Limit Raised Due to Opponent's Expanditure for this Candida Spending (2 U.S.C 441e(I)/441a-1) on ID: 3F-12018 Full Name (Last, First, Middle Initial) of Each Payee Purpose of Expenditure Black Feeling in DSCC In-House in-Kind Category/Type Mulling Address 120 Maryland Avenue, NE Coordinated Expenditures ZIF Code Weshington DC 20002 W Q B 2004 Name of Federal Candidate Supported Office Sought: State: WA Senete Amoun Presidenta **Munay Patty** Apgregate General Election 25648.50 Limit Raised Due to Opponent's Expanditure for this Candidate Spanding (2 U.S.C 441s(I)/441s-1) ton D: 8F-52014 Full Name (Lest, First, Middle Inhiel) of Each Payee Purpose of Expenditure 005 Politina **Greenberg Quinlan Roener** Category/Type Mailing Address Research, Inc. 10 G Street, NE Ste 400 City ZIP Code DĈ Washington 20002 Name of Federal Candidate Supported Office Sought: State: SD Servete District: Deschie Tom Presidential 28300.00 Appregate General Election 149058.74 Limit Raised Due to Opponent's Expenditure for this Candidates Spending (2 U.S.C 441e(I)/441s-1) Transaction ID: SF-31643

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FEC Schedule F (Form 3X) Rev 02/2003

	OR DESIGNATED AGEN R FEDERAL OFFICE by Political Committees in the Gene		PAGE 2183 / 2186 FOR LINE 28 OF FORM 3
ME OF COMMITTEE (In Full)			growing Check II
nocratic Sunstorial Campaign Committee			24-hour notice
your committee been designated to make reinsted expenditures by a political party committee X: YESNO	Full Name of Subordinate Committee	10	
ES, name the designating committee:	Melling Address		
nocretic National Committee	City	Sta	te ZIP Code
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Gineberg - Lahey LLC		Cons./Prof.Ser Research	Category/Typ
Mailing Address 2141 Waccongon Ave., NW, 451		7	
	tale ZIF Code	- Heir	
Weshington DC	20007	Dete.	المحمد المحمدة المحمدة
Name of Federal Candidate Supported Office So	ught: House State: CO X Sensis District:	Amount	08 2004
Selezer Ken	Presidential Discour	-	12000.00
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Expenditure for this Candidate	14401.22		sed Due to Opponent's g (2 U.S.C 441e(1)/441a-1)

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SCHEDULE F (FECForm 3X) ITEMIZED COORDINATED EXPENDITURES MADE BY POLITICAL PARTY COMMITTEES OR DESIGNATED AGENT(8) ON BEHALF OF CANDIDATES FOR FEDERAL OFFICE PAGE 1002 / 1031 (2 U.S.C. §441=(d)) (To be used only by Political Committees in the General Election) FOR LINE 25 OF FORM 3X NAME OF COMMITTEE (In Pull) Check if 24-hour notice Democratic Senatorial Compaign Committee Hee your committee been designated to make coordinated expenditures by a political party committee Full Name of Subordinate Committee X YES NO If YES, name the designating committee: Melting Address Democratic National Committee ZIP Code City Sinte Purpose of Expenditure Full Name (Last, First, Middle Initial) of Each Payee Steet Faxing In Kind DSCC in-House in-Kind Category/Type Melling Address 120 Maryland Avenue, NE Coordinated Expanditures ZIP Code Weshington DC 20002 Name of Federal Candidate Supported Office Sought: House State: AK Senate . Cletrict: Knowles Tony Presidential **65.50** Aggregate General Election 14526.72 Limit Relead Due to Opponent's Expenditure for this Condidate Transaction ID: 8F-32844 Spending (2 U.S.C 441a(I)/441a-1) Full Name (Last, First, Middle Initial) of Each Peyee Purpose of Expenditure Blest Faxing In Kind DBCC In-House In-Kind Category/Type Melling Address Coordinated Expanditures 120 Maryland Avenue, NE ZIP Code Qp. 20002 Name of Federal Candidate Supported Office Sought: House State: CO Senate Limit Relead Due to Opponent's Aggregate General Election 493630.69 Expanditure for this Candidata Spending (2 U.S.C 441a(I)/441a-1) nection ID: 8F-32838 Purpose of Expenditure Full Name (Last, First, Middle Initial) of Each Payee Bleet Fexing in Kind DSCC In-House in-Kind Cetegory/Type Melling Address Coordinated Expenditures 120 Maryland Avenue, NE City ZIF Code Washington DC 20002 1.0 01

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5pending (2 U.S.C 441e(i)/441s-1)

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NAA	U.S.C. §441a(d)) (To be I WE OF COMMITTEE (In Pull) negrate Sanatorial Compaign Committee		Politi	ool Committe	ae in the Genera	Election)	ring Che	S OF PORM 500 sk f
Han	your committee been designated to maidinated expenditures by a political party X YES NO	te committee?	Full N	lerne of Bubo	rdinate Committee	·	in.) 24-h	our notice
	ES, name the designating committee: nocratic National Committee		Media	ng Address		State	719	Code
T	Full Name (Last, First, Middle Initial) of (DBCC In-House In-Kind	Each Payec				Purpose of Experintentian Serv.	nditure	Calegory
ł	Mailing Address Coordinated Expanditures City Weekington	120 Stat	Meryla	ZIP Code 20002	E	Dale 10 01	200	Туре
	Name of Federal Candidate Supported Farmer Manay	Office Soug	ht: X	House Sensie Presidental	State: MO District:	Amount	Angraja Spinisa Angraja sa	153,50
	Aggregate General Election Expanditure for this Candidate	Transa	ellen I	163.60 D: SF-279			RU.E.C 441a	(0/4410-1)
Ł	Full Name (Last, First, Middle Initial) of DBCC In-House in-Kind Mailing Address		~			Purpose of Expe Information Berv Kind		Category/ Type
ł	Coordinated Expenditures City Weathington Name of Federal Candidate Supported	120 State DC Office Sout		ziP Code 20002 I House	State: PA	Dete	200)a V
- 1	Hoeffel Joe			Senete Presidential	Dietrot:	Amount	Marienteriorista est	157.80
	Aggregate General Section Expenditure for this Candidate		u	157.8 D- 8F-276			2 U.S.C 441s	(8/4418-1)
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	Name of Pederal Candidate Supported Knowles Tony Aggregate General Section		X	Presidente	State: AK Dietrict:	Amount	and the second s	78.90
•				11910.9	9 ·	11 1 January Charles	d Due to Op	

FECSchedule F (Form FSX) Flev. 02/2003

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)		
)		
Tony Knowles for U.S. Senate and Leslie) M(JR 5564	
Ridle, in her official capacity as treasurer)		
(MUR 5564); Alaska Democratic)		
Party and Marge Kaiser, in her official)		
capacity as treasurer (MUR 5564,)		
); Democratic Scnatorial Campaign)		
Committee and J.B. Poersch, in his)		
official capacity as treasurer (MUR 5564))		

CERTIFICATION

I, Mary W. Dove, Sccretary of the Federal Election Commission, do hereby certify that on April 03, 2006, the Commission decided by a vote of 6-0 to take the following actions in MUR 5564

MUR 5564

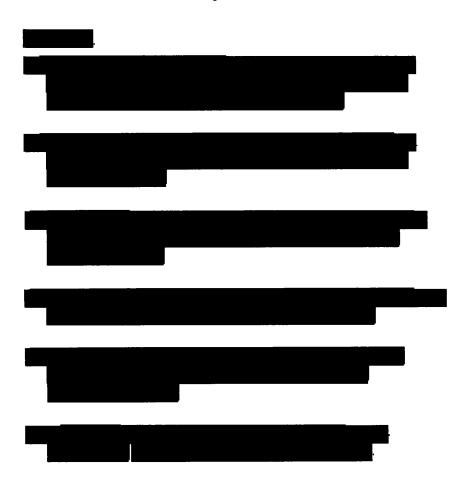
- Find reason to believe that the Alaska Democratic Party and Marge Kaiser, in her official capacity as treasurer, violated 2 U.S.C. §§ 441a(a)(2)(A), 441a(d), 441a(f), and 434(b).
- 2. Find reason to believe that Tony Knowles for U.S. Senate and Leslie Ridle, in her official capacity as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b) in connection with the allegations concerning the 2004 field program operated by the Alaska Democratic Party.
- 3. Find no reason to believe that Tony Knowles for U.S. Senate and Leslie Ridle, in her official capacity as treasurer, violated 2 U.S.C. § 441a(f)) in connection with the allegations concerning advertisements run by the Democratic Senatorial Campaign Committee.



- 4. Find no reason to believe that the Democratic Senatorial Campaign Committee and J. B. Poersch, in his official capacity as treasurer, violated any provision of the Act or regulations in connection with this matter and close the file with respect to them.
- 5. Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated March 1, 2006.



7. Approve the appropriate letters, as recommended in the First General Counsel's Report dated March 1, 2006.



Federal Election Commission
Certification on MUR 5564
April 3, 2006

april 4, 2006

Commissioners Lenhard, Mason, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision.

Attest:

Mary W. Dove Secretary of the Commission

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